

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

AIX SPECIALTY INSURANCE
COMPANY, a Delaware corporation,

10 | VS.

11 FERRATEX, INC., a Virginia corporation;
12 SPINIELLO COMPANIES, a California
corporation; and JASON GILMER,

13 Defendants.

Case No: C 16-01023 SBA

CONDITIONAL DISMISSAL ORDER

15 The Court has received notice of the settlement of this action. See Dkt. 73. It
16 appearing that no issue remains for the Court's determination.

17 IT IS HEREBY ORDERED THAT this action and all claims asserted herein are
18 DISMISSED with prejudice. All scheduled dates are VACATED. In the event that a
19 settlement is not realized, any party may move to reopen the case and dates will be reset,
20 provided that such motion is filed within sixty (60) days of the date this order is filed. In
21 the event that the parties require more than sixty days to finalize this matter—given that it
22 is tied to the personal injury action filed by Jason Gilmer in the Contra Costa County
23 Superior Court—the parties may stipulate or either party may move to extend the
24 conditional dismissal period prior to its expiration.

25 | IT IS SO ORDERED

26 | Dated: 01/25/2018

Saundra B Armstrong
SAUNDRA BROWN ARMSTRONG
Senior United States District Judge